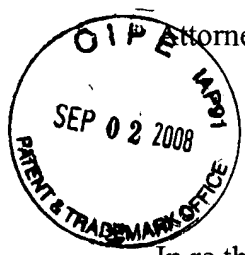


ITW



Attorney Docket No. 033082 M 278

P A T E N T

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Yasushi HAYASHIDA, et al.

U.S. Serial No.: 10/551,225

Filed: September 28, 2005

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CONFIRMATION NO.: 4274

Group Art Unit: 3651

Examiner: Ramya G. Prakasam

For: SUBSTRATE PROCESSING SYSTEM, AND METHOD OF CONTROL THEREFOR,
CONTROL PROGRAM, AND STORAGE MEDIUM

RESPONSE TO NOTICE OF NON-COMPLIANT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir :

This is in reply to the U. S. Patent and Trademark Office communication of August 20, 2008. The August 20th communication will be referred to as to the "Notice." The Notice purports that the undersigned's response to the Election of Species of April 30, 2008 was not fully responsive.

The undersigned believes the Notice of August 20, 2008 to have been issued in error. However, in order to expedite prosecution of this application, this paper submits a current, complete listing of claims which accounts for the original claims, that were canceled, and the new claims, that were added, during the international phase by an Amendment under Article 34. The listing of claims is attached. In addition, the undersigned notes that the Article 34 Amendment and its translation both were submitted with this application on September 28, 2005. As such, it is submitted that pending claims 29-32 should have been examined, and that the election requirement issued on April 4, 2008 was unnecessary.